



UTAH STATE SENATE

UTAH STATE CAPITOL COMPLEX • 320 STATE CAPITOL
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March 6, 2014

Mr. President:

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **1st Sub. H.B. 128**, ELECTRONIC DEVICE LOCATION AMENDMENTS, by Representative R. Wilcox, with the following amendments:

1. *Page 3, Lines 69 through 75*

House Floor Amendments

3-3-2014:

- 69 (2) A government entity may obtain location information without a warrant for an
70 electronic device:
71 (a) in accordance with Section 53-10-104.5;
72 (b) if the device is reported stolen by the owner;
73 (c) with the informed, affirmative consent of the owner or user of the electronic
 device;
74 (d) in accordance with judicially recognized exceptions to warrant requirements;
 ~~{or}~~
75 (e) if the owner has voluntarily and publicly disclosed the location information ; or
 (f) if the device is state-owned or is being used by a state employee to access
 private data on the state network while conducting state business .

2. *Page 3, Lines 81 through 84*

House Floor Amendments

Bill Number



HB0128S01

Action Class



S

Action Code



SCRAMD

3-3-2014:

81 (1) Except as provided in Subsection (2), a government entity that executes a warrant
82 pursuant to Subsection 77-23c-102(1)(a) shall, within 14 days after the day on which the
83 operation ~~{commences}~~ concludes , issue a notification to the owner of the
 electronic device specified in the
84 warrant that states:

Respectfully,

Mark B. Madsen
Committee Chair

Voting: 5-0-2

3 HB0128.SCI.WPD nbrady/NWB ECM/CBL 3/6/14 6:45 pm

Bill Number



HB0128S01

Action Class



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Action Code



SCRAMD